ATTORNEY DOCKET NO. 63733.2 CUSTOMER NO. 24347

INFORMATION DISCLOSURE STATEMENT 1 SERIAL NO. 10/734,409

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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July 9, 2004

I, Ryan S. Loveless, hereby certify that this paper (along with any paper and fees referred to as being attached or enclosed or actually enclosed) is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above, with sufficient postage, and is addressed as follows:

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Alexandria, VA 22313-1450

Signature of person mailing paper

In re Application of:

Eric L. Langley

Serial No.:

10/734,409

Filing Date:

December 12, 2003

Group Art Unit:

3728

Examiner:

Not Assigned

·For:

Shoe Support System

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.97(b)(3), Applicant submits the art listed on the attached Form PTO-1449, along with a copy of the referenced art, and notes that no fees are believed to be due in connection with this filing. Applicant submits this Information Disclosure Statement in compliance with 37 C.F.R.

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§1.97(b)(3), as Applicant is filing this Information Disclosure Statement before the mailing of a first Office action on the merits.

Applicant respectfully requests, pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, that the art listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified application. Furthermore, pursuant to 37 C.F.R. §§1.97(g) and (h), no representation is made that this art is material to patentability of the present application or that a search has been made.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner, and shall not be construed as a representation that Applicant or Applicant's attorneys have personal knowledge of the contents of the listed art or any events surrounding the listed art.

The Examiner is requested to initial the attached form PTO-1449, as indicated. It is respectfully requested that the Examiner then return to the undersigned a copy of the initialed and completed Form PTO-1449 that indicates the enclosed referenced art has been considered in its entirety.

No fees are believed to be required in connection with the filing of this Information Disclosure Statement. To the extent that any further fees, whatsoever, are required, including

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petition fees, the Commissioner is hereby authorized to charge payment of any additional fees, including any under 37 C.F.R. § 1.16 or 37 C.F.R. § 1.17, to Deposit Account No. 23-3189, Hunton & Williams (Dallas) and reference Attorney Docket No. 63733.2.

Please direct all correspondence to the practitioner listed below at Customer No. 24347.

Respectfully submitted,

Ryan S. Loveless

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ATTORNEY FOR APPLICANT

July 9, 2004

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LIST OF ART CITED BY APPLICANT

(Use several sheets if necessary)

FORM PTO-1449

TRANSIDEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE ATTY. DOCKET NO. SERIAL NO. 63733.2 10/734,409

APPLICANT

Eric L. Langley

FILING DATE
December 12, 2003

GROUP

| | | | U. S. PATENT DOCUMENTS | | | |
|----------|-----------|---------------|---------------------------|--------------|----------|------------------|
| EXAMINER | DOCUMENT | ISSUE DATE | | CLASS | SUBCLASS | FILING DATE |
| INITIAL | NUMBER | | NAME OF INVENTOR | | | (if appropriate) |
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| | 5,056,509 | Oct. 15, 1991 | Derritt R. Swearington | 128 | 80 H | Jan. 11, 1991 |
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| | | | | | | TRANSLATION | |
|---------------------|--------------------|------|-------------------------|-------|----------|-------------|----|
| EXAMINER INITIAL | DOCUMENT NUMBER | DATE | COUNTRY FILED IN OR PCT | CLASS | SUBCLASS | YES | NO |
| | | | | | , | | |

OTHER ART

(Include name of author (in CAPITAL LETTERS), title of article, title of item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume issue number(s), publisher, city and/or country where published)

| number(s), publi | isher, city and/or country where published) | | | | |
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| EXAMINER INITIAL | | | | | |
| | U.S. Patent Application Publication No. 2003/0177663 A1, entitled <i>Shoe With Integrated Internal Ankle Brace</i> , listing Alvaro Gallegos as inventor; Application No. 10/101,365, filed March 20, 2002. | | | | |
| | Ace Wire Spring & Form Co., Inc. <i>Torsion Springs</i> , 1 pg. article located at Internet website: http://www.acewire.com/pages/torsionrfq.html dated 10/21/2003. | | | | |
| | AnkleBrace.Info, 3 pg. article located at Internet website: http://www.anklebrace.info/products/products.htm, dated 10/16/2003. | | | | |
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| | Neoprene polychloroprene 2 pg. article located at DuPont Dow Internet website: http://www.dupont-dow.com/Products/Neoprene/neoprene.asp, dated 10/7/2003. | | | | |

EXAMINER SIGNATURE:

DATE CONSIDERED:

*EXAMINER: Please initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Please include copy of this form with next communication to applicant.